

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
December 12, 1973

An adjourned meeting of the City Council of the City of Lodi was held beginning at 8:00 P.M. on Wednesday, December 12, 1973, in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - EHRHARDT, KATNICH,  
SCHAFFER, and  
PINKERTON (Mayor  
Pro Tempore)

Absent: Councilmen - HUGHES

Also present: City Manager Graves, Assistant  
City Manager Glenn, City Attorney Mullen, Planning  
Director Schroeder, and Public Works Director Jones.

INVOCATION

The invocation was given by Councilman Ehrhardt.

PLEDGE

Mayor Pro Tempore led the Pledge of Allegiance  
to the flag.

MINUTES

Councilman Katnich moved that the minutes of  
November 21, 1973, be approved as written and mailed  
with the following changes:

Paragraph 3, page 4 be rewritten to read:

"The Mayor then read a letter which he had sent to  
the Pacific Gas and Electric Company requesting a  
meeting with them at the earliest possible convenience  
to discuss the use of existing geothermal  
facilities and their use by the cities within the  
Northern California Power Agency with the company  
transporting power for them."

The following to be included as the first paragraph  
on page 5:

"AWARD 1/2 TON  
PICKUP -  
UTILITIES

City Manager Graves presented bids received for a  
1/2 ton pickup in the Utilities Department as follows:

RES. NO. 3849

Geweke Ford	\$3,263.42
Courtesy Lincoln-Mercury	3,270.01
Sanborn Chevrolet	3,289.87

The City Manager recommended that the award be  
made to the low bidder for the amount of the bid.  
On motion of Councilman Schaffer, Ehrhardt second,  
the Council adopted Res. 3849 awarding the contract  
for a 1/2 ton pickup in the Utilities Department to  
Geweke Ford for the amount of the bid."

The motion was seconded by Councilman Ehrhardt  
and carried by unanimous vote.

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# BOY SCOUTS

Mayor Pro Tem Pinkerton welcomed members and advisors of Boy Scout Troop 295, sponsored by the Leroy Nichols P.T.A., who were in the audience, and thanked them for their visit.

## PUBLIC HEARING

### WEST LOCUST STREET STREET LIGHT DISTRICT

Notice thereof having been mailed to the property owners, in accordance with law, Mayor Pro Tem Pinkerton called for the public hearing on the bids received for the construction of certain work and improvements in the West Locust Street Street Light District, which bids exceeded the engineer's estimate by more than 20%.

The following persons spoke in favor of rejecting the bids and readvertising for bids, and suggested that newspaper advertising of the job be extended beyond the local newspaper:

Rev. James F. Scherfee, 1120 W. Locust, Lodi

Arthur E. Coker, 115 N. Fairmont, Lodi

There being no other persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

Councilman Schaffer moved the bids received on West Locust Street Street Light District be rejected and that the job be readvertised for bid. The motion was seconded by Councilman Katnich and carried.

Mayor Pro Tem Pinkerton directed that the newspaper advertising for bids be extended to the Daily Builder and The Daily Construction News, as well as the Lodi News Sentinel.

## PLANNING COMMISSION

### ACTIONS OF INTEREST

The City Manager gave the following report of the Planning Commission meeting of November 26, 1973.

1. Revoked the Use Permit of Mr. Hilton Jackson for a storage and transfer yard for wrecked vehicles at the rear of 1112 South Sacramento Street in an area zoned M-2, Heavy Industrial.

This Use Permit was revoked because it was determined at the six-month's review that (1) Mr. Jackson had never operated from the location and (2) Mr. Fred Boschee who operated the automobile service at the location wanted Mr. Jackson to vacate the premises so that another person could operate the storage and transfer facility.

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2. Approved the request of Mr. Carl Clark for a Use Permit for a storage and transfer for wrecked vehicles at the rear of 1112 South Sacramento Street in an area zoned M-2, Heavy Industrial with the following conditions:
  - a. That screening be provided to the approval of the City Staff; and
  - b. That the Use Permit be reviewed by the Planning Commission at the end of six months (i. e., May, 1974).
3. Adopted a Policy concerning the assignment of new addresses or making changes in older areas as redevelopment occurs as recommended by the Public Works Director.
4. Set the following matters related to Aladdin Gardens Subdivision, Unit #3 located on the north side of West Elm Street at Lower Sacramento Road for public hearing:
  - a. The Final Environmental Impact Report
  - b. The Tentative Subdivision Map, and
  - c. The Amendment of Planned Development District No. 6 (P-D(6)) to encompass the area.

The City Manager also gave the following report of the Planning Commission meeting of December 3, 1973:

1. Approved the request of Lodi Academy for a Use Permit to add a structure to an existing Industrial Arts Building to be used as an auto body shop area at 1230 South Central Avenue in an area zoned R-HD, High Density Multiple-Family Residential.
2. Set a public hearing for 7:30 P.M., Monday, January 14, 1974, to consider recommendation to the City Council to bring the General Plan and Zoning Ordinance into conformance.
3. Recommended that the San Joaquin County Planning Commission approve the request of Mr. Robert Batch to rezone an approximately 40-acre parcel from GA-1, General Agricultural (1-acre minimum) to GA-40, General Agricultural (40-acre minimum) on the west side of Lower Sacramento Road, 1020 feet south of Acampo Road.
4. Although the Planning Commission did not oppose the request of Pacific Gas and Electric Company, as referred by the San Joaquin County Board of Zoning Adjustment, for a Use Permit to erect a Distribution Substation on the west side of Ham Lane, 816 feet north of West Lane in an area zoned GA-5, General Agricultural, it did offer the following comments:

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- a. Since the substation is being designed to handle existing uses within its service area, it appears the facility would not be required if the County had refused urban-type development, such as the mobilehome park at Ham and West Lanes, within the agricultural areas as designated on the County's Adopted General Plan.
- b. The erection of an electrical substation in an agricultural area could be growth-inducing. If an Environmental Impact Report was on file, the Planning Commission was interested in reviewing it. If one was not prepared, the Commission was interested in determining why it was not.

## COMMUNICATIONS

LAKE PARK	A letter signed by 37 students of the Tokay High School Biology class was read urging the acquisition of the Beckman-Hughes property adjacent to Lodi Lake Park as a natural area.
APPEAL - MR. HILTON JACKSON	The City Clerk presented a letter received from Hilton Jackson, 2441 Starmount Way, El Dorado Hills, California, appealing the Lodi City Planning Commission's revocation of his Use Permit until January 1974 for a storage and transfer yard for wrecked vehicles at the rear of 1112 S. Sacramento Street, Lodi, Ca. On motion of Councilman Ehrhardt, and second of Councilman Schaffer, the matter was set for public hearing on January 2, 1974.
PUBLIC HEARING REQUEST - LODI AVENUE MERCHANTS	The City Clerk presented petitions from the Lodi Avenue Merchants Assn. bearing 77 signatures requesting a public hearing on the established and proposed street work pertaining to West Lodi Avenue and South Hutchins Street. On motion of Councilman Katnich and second of Councilman Schaffer, a public hearing was set for January 16, 1974, to hear comments relevant to the development of Lodi Avenue. The motion carried.
CONCERN OVER RELEASE OF VIOLATORS	Mayor Pro Tem Pinkerton expressed concern of the releasing by judges of persons who have had multiple arrests for serious offenses.
ENERGY CRISIS	A letter was received from Mark Twain Dearman, President of the Board of Directors of the San Joaquin County Employees Assn. extending an offer to cooperate and assist in all reasonable ways to curb unnecessary uses of energy both on and off the job and encourage an opportunity to meet and explore problems on this subject.
OIL EMBARGO TO U.S.	Councilman James Pinkerton proposed a resolution concerning the refusal of Arab countries to export oil to the United States.

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The balance of the councilmen present read the proposed resolution, were in sympathy with its contents; however, were concerned about some of the language contained therein, and felt it should be considered when there was a full council.

Mayor Pro Tem Pinkerton ordered that this matter be placed on the agenda of the regular council meeting of December 19, 1973

#### REPORTS OF THE CITY MANAGER

CLAIMS	Claims in the amount of \$441,536.29 were approved on motion of Councilman Schaffer, Ehrhardt second.
CITY CAB CO. TRANSFER TO WINSTON MARGRAVE	A request had been received from Mr. & Mrs. Melvin Brown to transfer their permit to operate the City Cab Company within the City limits to Mr. & Mrs. Winston Margrave. The transfer requires approval of the City Council. Mr. Graves stated a satisfactory background check had been determined on Mr. & Mrs. Margrave. Councilman Schaffer moved that the transfer of the taxicab permit to Mr. & Mrs. Margrave be approved. The motion was seconded by Councilman Ehrhardt and was carried by unanimous vote.
COUNTY ELECTION SERVICES  RES. NO. 3853	City Manager Graves presented an agreement with the County of San Joaquin for its services for the 1974 Municipal Election. On the motion of Councilman Schaffer, Katnich second, the City Council adopted Resolution No. 3853 authorizing execution of the agreement with the County.
PICKUP FOR RECREATION DEPT.	Specifications for a 1/2 ton pickup for the Recreation Department were presented. Councilman Schaffer moved, Ehrhardt second, that action on this be delayed until the next Council meeting and that information of the type of usage to be required by this vehicle be made available at that time. The motion carried.
	The Council also requested that more clarification and detail on specifications of this type be made available to them in the future, so that they can more properly answer to those who might present questions at a later time.
SPECS - POLICE PATROL VEHICLES	On the motion of Councilman Ehrhardt, Schaffer second, the Council approved specifications for 6 1974 Police Patrol Vehicles and authorized advertising for bids thereon, with the understanding that we will investigate the option of leasing at the same time.
WILLOW AVE. SAN. SEWER	A petition was presented for installation of sanitary sewers on Willow Ave. The petition was certified by the City Clerk to contain signatures of owners of more than 60% of the property described in the

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petition. The petitioners waived the investigation provided for by the "Special Assessment, Investigation, Limitation and Majority Protest Act of 1931" in conjunction with the installation. On the motion of Councilman Schaffer, Katnich second, the Council accepted the petition and directed the Public Works Director to draw up the plans and specifications for the Willow Ave. Sanitary Sewer Assessment District.

KETTLEMAN  
LANE SPEED  
LIMIT

A letter from the State of California, Department of Transportation was received advising that their findings show the existing 35 mph speed limit between Crescent Avenue and Beckman Road is not reasonable and should be raised to 40 mph. On motion of Councilman Ehrhardt, Katnich second, the Council concurred with the Dept. of Transportation in modifying the speed limit on Kettleman Lane from 35 to 40 mph from Beckman Road to Crescent Avenue.

ACCEPT  
LODI AVE  
IMPROVEMENTS

The City Manager reported that the contract awarded to Teichert Construction Co. on May 2, 1973, in the amount of \$183,058.56 for the Lodi Avenue Street Improvements had been completed in substantial conformance with the plans and specifications approved by the Council with 5 change orders. On motion of Councilman Schaffer, Ehrhardt second, the Council unanimously voted to accept the Lodi Avenue street improvements, California Street to Church Street, and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.

ACCEPT  
KRAMER ESTATES  
  
RES. NO. 3855

The City Manager reported that subdivision improvements in the Kramer Estates Subdivision, Tract 927, had been completed in accordance with plans and specifications, and it was now in order to accept the streets therein for inclusion in the City street system. On motion of Councilman Katnich, Ehrhardt second, the Council adopted Resolution No. 3855 accepting the streets in Kramer Estates Subdivision as public streets.

ACCEPT  
HIXSON TRACT  
  
RES. NO. 3856

The City Manager also reported that subdivision improvements in the Hixson Tract Subdivision, Tract #987, had been completed in accordance with plans and specifications, and it was now in order to accept the streets therein for inclusion in the City street system. On motion of Councilman Schaffer, Ehrhardt second, the Council adopted Resolution No. 3856 accepting streets in Hixson Tract Subdivision as public streets.

GRAND AUTO,  
INC. AGREEMENT  
  
RES. NO. 3857

The Council on motion of Councilman Ehrhardt, Schaffer second, adopted Resolution No. 3857 approving a right-of-way agreement with Grand Auto, Inc. and the City of Lodi, and authorized the City Manager to execute said agreement on behalf of the City.

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GRANT -  
LAKE PARK  
EXPANSION

RES. NO. 3858

The City Manager presented a letter received from the State Department of Parks & Recreation agreeing to an amendment to the City's agreement with that agency. The amendment would extend the completion date of the Lodi Lake Expansion Project from December 31, 1973, to June 1, 1974.

On motion of Councilman Schaffer, Katnich second, the Council adopted Resolution No. 3858 authorizing the Mayor Pro Tem and the City Clerk to execute the amendment to the agreement with the Resources Agency of the State Department of Parks & Recreation of the State of California regarding the Lodi Lake Expansion Project.

WHITE SLOUGH  
WATER POLLUTION  
CONTROL PLANT

Correspondence had been received from Yoder-Trotter-Orlob and Associates advising that they had prepared a manpower and cost estimate for preparation of the Project Report required by the State Water Resources Control Board and the Environmental Protection Agency for the City's water pollution control project, requesting written authorization to proceed. The City Manager advised the Council that an allocation of additional funds in the amount of \$19,000 would be required for the report.

On motion of Councilman Schaffer, Ehrhardt second, the Council directed the City Manager to authorize Yoder-Trotter-Orlob & Associates to prepare the project report for the expansion of the White Slough Water Pollution Control Plant and authorized the allocation of additional funds of \$19,000 for the report.

ASSISTANT  
UTILITY  
DIRECTOR

The City Manager requested permission to hire an Assistant Utility Director at the third step of the salary range. On motion of Councilman Katnich, Ehrhardt second, the City Council authorized the City Manager to appoint the Assistant Utility Director at the third step of the salary range.

FOLSOM  
SOUTH CANAL

Councilman Schaffer noted the reply that had been received from Congressman John McFall assuring his continued support for construction of Auburn Dam and the remaining reaches of the Folsom South Canal as approved by Congress under the terms of the authorizing legislation.

COUNCIL OF  
GOVERNMENTS  
MEETING

Councilman Schaffer informed the Council that the Council of Governments, which officially meets every fourth Tuesday, will be meeting Thursday, December 20, 1973, because of Christmas being the fourth Tuesday.

ADJOURNMENT

As there was no further business to be brought before the Council, Mayor Pro Tem Pinkerton declared the session adjourned at 9:35 P.M.

*Alice M. Reimche*  
Attest: ALICE M. REIMCHE  
City Clerk